

MAYOR AND COUNCIL ADMINISTRATIVE ACTION REPORT AND SUMMARY

MAYOR AND COUNCIL - REGULAR MEETING
JULY 2, 2001

FROM: CITY MANAGER _____

1. ROLL CALL: 2:25 P.M.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Fred Ronstadt, Council Members Jose J. Ibarra, Carol West, Jerry Anderson, Shirley C. Scott and Steve Leal, Kathleen S. Detrick, City Clerk

STAFF MEMBERS: James Keene, City Manager
Mike Letcher, Deputy City Manager
Michael House, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Pastor Bruce Miller, Ironwood Hills Church, after which the Pledge of Allegiance was presented by the entire assembly.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. CITY MANAGER'S REPORT: SUMMARY OF CURRENT EVENTS JULY2-01-348</p> <p>City Manager, James Keene, announced:</p> <ul style="list-style-type: none">a. The City of Tucson and Pima County received a grant award letter from Ed Pastor's office for 407 new Section 8 vouchers worth \$2.3 million.b. The trash collection schedule will be changing for nearly 1/3 of the City. Garbage collection will be on Wednesdays and Saturdays beginning July 11, 2001 for 42,000 Tucsonans as we move to our 6-day a week collection.c. There is a neighborhood letter related to Golf Links Sports Complex environmental mitigation explaining the current status of the mitigation.d. City of Tucson received the Southwest Safety Congress Municipal Safety Award for the most outstanding municipal safety program for the year 2001.	

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<p>3. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS JULY2-01-348</p> <p>e. Traffic Engineer, Richard Nassi, was recently awarded the Traffic Engineering outstanding paper award by the International Institute of Transportation in the area of pedestrian safety.</p> <p>f. This the last Mayor and Council meeting for Transportation Director, Tony Paez.</p>	
<p>4. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK</p> <p>a. Beryl Baker requested the Mayor and Council to ask the State to designate land as environmental prior to selling it.</p> <p>b. Richard Cook addressed the Mayor and Council in support of the new Fire Chief, Dan Newburn.</p> <p>c. Richard Anemone addressed the Mayor and Council on behalf of TPOA and thanked the City Manager and staff for the recently completed negotiations process.</p>	
<p>5. <u>C O N S E N T A G E N D A</u></p> <p>*****ITEMS “H” AND “O” WERE DELETED FROM THE CONSENT AGENDA *****</p> <p>A. FINAL PLAT: (S00-035) HARRISON DEL SOL, LOTS 1 – 161, AN RCP PROJECT AND COMMON AREAS “A” AND “B” JULY2-01-349</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>B. TUCSON CODE: AMENDING (CHAPTER 12) RELATING TO ELECTIONS, TECHNICAL REVISIONS REGARDING PETITIONS – JULY2-01-353</p> <p>ORDINANCE NO. 9576</p>	<p><u>CITY CLERK</u></p>
<p>C. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY SUPERIOR COURT FOR THE PROVISION OF CITY COURT JURORS – JULY2-01-355</p> <p>RESOLUTION NO. 18948</p>	<p><u>CITY COURT</u></p>

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D. INDUSTRIAL DEVELOPMENT: AUTHORIZATION FOR THE TUCSON INDUSTRIAL DEVELOPMENT AUTHORITY TO ISSUE ADJUSTABLE RATE QUALIFIED REVENUE BONDS – JULY2-01-356 RESOLUTION NO. 18949	<u>DIR. OF ECON. DEVELOPMENT</u>
E. TUCSON CODE: AMENDING (CHAPTER 19) TERMINATION OF CONSTRUCTION SALES TAX WAIVER IN NEWLY ANNEXED AREAS – JULY2-01-360 ORDINANCE NO. 9579	<u>CITY MANAGER</u>
F. ELECTIONS: CALLING A FRANCHISE ELECTION ON NOVEMBER 6, 2001 RELATING TO SOUTHWEST GAS CORPORATION – JULY2-01-361 ORDINANCE NO. 9581	<u>CITY CLERK</u>
G. INDEMNITY AND ACCESS AGREEMENT: WITH UNITED WAY CAPITAL CORPORATION FOR LOTS 4 AND 5 OF THE DOWNTOWN COMMERCE PARK – JULY2-01-363 RESOLUTION NO. 18957	<u>DIR. OF ECON. DEVELOPMENT</u>
I. REAL PROPERTY: ACQUISITION OF PROPERTY FOR THE GREENWAYS AND NATURAL RESOURCE AREAS PROJECT IN THE MIRAMONTE NEIGHBORHOOD – JULY2-01-365 RESOLUTION NO. 18952	<u>DIR. OF TRANS</u>
J. REAL PROPERTY: CLOSURE OF STEVENS AVENUE BETWEEN EIGHTH STREET AND FIFTH AVENUE, AND APPROVAL OF THE LEASE OF CITY OWNED PROPERTY TO OLD PUEBLO TROLLEY – JULY2-01-366 ORDINANCE NO. 9578	<u>DIR. OF TRANS</u>
K. ASSURANCE AGREEMENT: HARRISON DEL SOL, LOTS 1	<u>DIR. OF TRANS</u>

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<p>TO 161 AND COMMON AREAS “A” AND “B” (S00-035) – JULY2-01-367</p> <p>RESOLUTION NO. 18953</p>	
<p>L. PROFESSIONAL SERVICES CONTRACT AMENDMENT: WITH PRIVATE ATTORNEYS FOR LEGAL REPRESENTATION OF INDIGENT DEFENDANTS – JULY2-01-369</p> <p>RESOLUTION NO. 18955</p>	<p><u>CITY COURT</u></p>
<p>M. PROFESSIONAL SERVICES CONTRACT AMENDMENT: WITH PRIVATE ATTORNEYS FOR LEGAL REPRESENTATION OF INDIGENT DEFENDANT – JULY2-01-370</p> <p>RESOLUTION NO. 18956</p>	<p><u>CITY COURT</u></p>
<p>N. AGREEMENT: WITH PIMA COMMUNITY COLLEGE DISTRICT FOR COURSES IN COMMUNITY DEVELOPMENT AND YOUTH LEADERSHIP – JULY2-01-371</p> <p>RESOLUTION NO. 18958</p>	<p><u>DIR. OF LIBRARY</u></p>
<p>P. FINANCIAL PARTICIPATION AGREEMENT: WITH TUCSON TECHNOLOGY INCUBATOR – JULY2-01-362</p> <p>RESOLUTION NO. 18959</p>	<p><u>DIR. OF ECON. DEVELOPMENT</u></p>
<p>Q. FINAL PLAT: (S98-060) CANCIONES SUBDIVISION, LOTS 1-9 AND COMMON AREAS “A” & “B” – JULY2-01-376</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>R. FINAL PLAT: (S01-004) MESQUITE RANCH, LOTS 1 THRU 619 AND COMMON AREAS “A” THRU “L” – JULY2-01-377</p>	<p><u>DIR. OF DEV. SERVICES</u></p>

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<p>S. ASSURANCE AGREEMENT: MESQUITE RANCH, LOTS 1 TO 619 AND COMMON AREAS “A” THRU “L” (S01-004) – JULY2-01-378</p> <p>RESOLUTION NO. 18939</p>	<p><u>DIR. OF TRANS</u></p>
<p>T. ASSURANCE AGREEMENT: CANCIONES SUBDIVISION, LOTS 1 TO 9 AND COMMON AREAS “A” AND “B” (S98-060) – JULY2-01-379</p> <p>RESOLUTION NO. 18960</p>	<p><u>DIR. OF TRANS</u></p>
<p>Council Member Leal MOVED, SECONDED by Vice-Mayor Ronstadt, that items on the Consent Agenda (Except “H” and “O”) be approved and/or adopted and proper action taken.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0</p>	
<p>H. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY TO EXTEND THE OPERATION OF A JOINT HOUSING PROGRAM – JULY2-01-364</p> <p>RESOLUTION NO. 18954</p> <p>Council Member Anderson MOVED, SECONDED by Council Member Scott that Mayor and Council pass and adopt Resolution No. 18954.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF COMM. SERVICES</u></p>
<p>O. TUCSON CODE: AMENDING (CHAPTER 10A) ESTABLISHING THE STORMWATER ADVISORY</p>	<p><u>DIR. OF TRANS</u></p>

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<p>COMMITTEE AND ITS SUBCOMMITTEE, THE STORMWATER TECHNICAL ADVISORY COMMITTEE – JULY2-01-373</p> <p>ORDINANCE NO. 9582</p> <p>Council Member Anderson MOVED, SECONDED by Council Member West to continue this item to the August meeting to be considered along with the future agenda item requested by Council Member West so that Mayor and Council can look at both a technical committee and a citizens’ advisory committee at the same time.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>6. LIQUOR LICENSE APPLICATIONS – JULY2-01-347</p> <p>RUBIO’S BAJA GRILL – City # 062-01 SANTA FE BAR AND GRILL – City # 066-01 7-ELEVEN STORE # 17403D – City # 067-01 FRATERNAL ORDER OF EAGLES AERIE #180 – City # T061-01 STRENGTHBUILDING PARTNERS – City # T065-01 BISON WITCHES BAR & DELI – City # EP35-01 KICKSTART GRILL – CITY # EP36-01 (Recommendation contingent upon favorable review by Tucson Police Department).</p> <p>Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Scott that these applications be forwarded to the State Liquor Board with a recommendation for approval.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>(b)(2) LA MEXICANA SUPER CARNICERIA – City # 063-01</p> <p>Council Member Leal MOVED, SECONDED by Council Member Anderson that staff be directed to forward this application to the State Liquor Board with a recommendation for denial.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>CITY CLERK</u></p>
<p>6. LIQUOR LICENSE APPLICATIONS: JULY2-01-347</p>	

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(b)(3) ARCO AM/PM #82297 – City # 064-01

Council Member Leal MOVED, SECONDED by Council Member Anderson that staff be directed to forward this application to the State Liquor Board with a recommendation for denial.

Motion PASSED by a vote of 7 to 0.

(b)(4) HAZY DAYZ LOUNGE CAFÉ – City # 065-01

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Scott that staff be directed to forward this application to the State Liquor Board with a recommendation for approval.

(c)(1) ARIZONA GREYHOUND RESCUE – City # T059-01

(c)(2) SOUTHWEST RAMS POP WARNER LEAGUE – City # T060-01

(c)(4) ORTS THEATRE OF DANCE – City # T062-01

(c)(5) ORTS THEATRE OF DANCE – City # T063-01

(c)(6) SOUTHWEST RAMS POP WARNER FOOTBALL – City # T064-01

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member West that staff be directed to forward applications c(1), (2), (4), (5), and (6) to the State Liquor Board with recommendations for denial.

Motion PASSED by a vote of 6 to 1 (Council Member Anderson dissenting).

RECESS: 3:30 P.M.
RECONVENE: 7:40 P.M.

STAFF ACTION

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<p>(CONTINUED FROM THE MEETING OF JUNE 18, 2001) – JULY2-01-357</p> <p>Council Member Anderson MOVED, SECONDED by Council Member Scott to approve this Special Exception Land Use request.</p> <p>Motion <u>PASSED</u> by a vote of 6 to 1 (Council Member Leal dissenting).</p>	
<p>10. AGREEMENT: AMENDED MASTER OPERATING AND FINANCIAL PARTICIPATION AGREEMENT WITH THE UNITED WAY FOR HUMAN SERVICES ACTIVITIES FOR FISCAL YEAR 2002 (CONT'D FROM THE MEETING OF JUNE 11, 2001) – JULY2-01-359</p> <p>RESOLUTION NO. 18920</p> <p>Council Member Scott MOVED, SECONDED by Council Member West to pass and adopt Resolution No. 18920.</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Leal to substitute the motion to continue action on this item to August 6, 2001 and requested the GLBT and United Way get together and come up with a solution.</p> <p>Substitute motion <u>WITHDRAWN</u>.</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ibarra to substitute the motion to continue this item to August 6, 2001 and to ask the United Way to change the language in the contract. If the language is not changed, no dollars will go to the United Way and staff should be prepared to provide options for the United Way money.</p> <p>Motion <u>PASSED</u> by vote of 7 to 0.</p>	<p><u>DIR OF COMM.</u> <u>SERVICES</u></p>
<p>11. FINANCE: FIXING AND LEVYING THE 2002 PRIMARY AND SECONDARY PROPERTY TAXES – JULY2-01-368</p>	<p><u>DIR. OF BUDGET</u> <u>AND RESEARCH</u></p>

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<p>ORDINANCE NO. 9580</p> <p>Council Member Leal MOVED, SECONDED by Council Member West to pass and adopt Ordinance No. 9580.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	
<p>12. AGREEMENT: WITH THE AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES, COUNCIL 97, AFL/CIO – JULY2-01-374</p> <p>RESOLUTION NO. 18938</p> <p>Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Scott to pass and adopt Resolution No. 18938.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF FINANCE</u></p>
<p>13. PUBLIC HEARING: FULL COST RECOVERY FOR DEVELOPMENT SERVICES DEPARTMENT RELATED FEES – JULY2-01-375</p> <p>ORDINANCE NO. 9583</p> <p>Council Member Scott MOVED, SECONDED by Council Member West to close the public hearing.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Scott to pass and adopt Ordinance No. 9583.</p> <p>Motion <u>PASSED</u> by a vote of 7 to 0.</p>	<p><u>DIR. OF DEV. SERVICES</u></p>
<p>14. PUBLIC HEARING: ADOPTION OF THE CITY OF TUCSON GENERAL PLAN AND CALLING A SPECIAL ELECTION ON</p>	<p><u>DIR. OF PLANNING</u></p>

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NOVEMBER 6, 2001 REGARDING THE RATIFICATION OF THE
GENERAL PLAN – JULY2-01-372

RESOLUTION NO. 18946
ORDINANCE NO. 9584

Council Member Scott MOVED, SECONDED by Council Member
Ibarra to close the public hearing.

Motion PASSED by a vote of 7 to 0.

Council Member West MOVED, SECONDED by Council Member
Scott to pass and adopt Resolution No. 18946 and direct staff to develop
a program for addressing the five implementation considerations
identified by the Planning Commission.

Council Member Anderson MOVED, SECONDED by Council Member
Ibarra to substitute the motion to continue this item to the end of
September to engage the groups that have stepped forward and to ask
staff to develop timelines, vision and goals.

Substitute motion FAILED by a vote of 3 to 4 (Mayor Walkup, Vice-
Mayor Ronstadt, Council Members West and Scott dissenting).

Main motion FAILED by a vote of 4 to 3(Council Members Anderson,
Leal and Ibarra dissenting).

(Motion requires 5 affirmative votes to pass).

Vice-Mayor Ronstadt MOVED, SECONDED by Council Member Scott
to approve the City Manager's recommendation and to schedule a retreat
to fully discuss the General Plan.

Motion FAILED by a vote of 4 to 3 (Council Members Anderson, Leal
and Ibarra dissenting).

14. PUBLIC HEARING: ADOPTION OF THE CITY OF TUCSON
GENERAL PLAN AND CALLING A SPECIAL ELECTION ON

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NOVEMBER 6, 2001 REGARDING THE RATIFICATION OF THE
GENERAL PLAN – JULY2-01-372

Council Member Leal MOVED, SECONDED by Council Member Anderson to continue this item for 60-80 days, to work with interested members of the community on the issues that have been raised, that the Mayor and Council schedule a retreat, and then come back at the end of September for approval of final ballot language.

Council Member West amended the motion to include that each council office should hold a town hall in each ward.

Amendment acceptable to the maker.

Motion, as amended, PASSED by a vote of 5 to 2 (Mayor Walkup and Vice-Mayor Ronstadt dissenting).

15. APPOINTMENTS TO BOARDS, COMMISSIONS AND
COMMITTEES – JULY2-01-354

Vice-Mayor Ronstadt announced his personal appointments of Yolanda Herrera-La Fond and D. Douglas Metcalf to the Blue Ribbon Charter Advisory Committee.

Council Member West announced her personal appointment of Jim Milne to the Tucson Convention Center Commission.

Council Member Anderson announced his personal appointment of David Najeri to the Small Business Commission.

16. CALL TO THE AUDIENCE, FOR PERSONS DESIRING TO SPEAK

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No speakers.	
<p>17. ADJOURNMENT: 10:43 P.M.</p> <p>The next scheduled meeting of the Mayor and Council will be held on Monday, August 6, 2001, at 2:00 p.m. and continued at 7:30 p.m. in the Mayor and Council Chambers, 255 West Alameda, Tucson, Arizona.</p>	